

**REMARKS**

In response to the Office Action of February 13, 2009, in conjunction with the accompanying Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b), reconsideration of the application in view of the foregoing amendment and the following remarks is respectfully requested.

Applicant respectfully calls to the Examiner's attention that the Attorney Docket Number has been changed to H-US-01904 (1750-3) and that the Applicant is represented by a new attorney as duly recorded by the Assignee showing of ownership under 37 CFR 3.73(b) and the Power of Attorney both filed on September 16, 2009 and the Notice of Acceptance of Power of Attorney mailed on September 28, 2009.

Applicant respectfully calls to the Examiner's attention that Applicant has amended claims 17 and 21. Support for the amendment to claims 17 and 21 is found in FIGS. 13-15, reproduced below, and the specification on page 24, lines 15 to 33, wherein the following is disclosed:

Cannula and instrument holder 226 has a sidewall 237 that is substantially rigid in a region about plate member 224 and flexible at least in a distal flange region (inside the patient) spaced from plate member 224. Such a design facilitates cannula insertion in the abdominal wall opening and overall structural integrity of the system while under deforming external pressure (rigid part), and provides an improved degree of freedom, particularly in the lateral planes, within the system (flexible part).

Plate members 182 and 224, as well as walls 186 and 238 of holders 180 and 226 are flexible, but can acquire a semi-rigid form upon filling with inflation fluid. The flexibility of the holders 180, 226 means that these devices can be rolled or folded into a compact, deflated configuration for insertion into the umbilicus or other abdominal aperture. FIG. 15 shows such a compacted insertion configuration of an instrument holder 240 having port members 242. For assisting in the deployment of the instrument holder 240, tongs 244 may be used. Tongs 244 have a pair of handles 246 and a pair of substantially cylindrical jaw elements 248. The compacted instrument holder 240 is held between jaw elements 248 for insertion into the umbilicus. The compacted holder is held by a finger or instrument in place, while tongs 244 are opened slightly (arrow 247) and pulled (arrow 249) to separate jaw elements 248 from the holder 240. The holder 240 is then inflated in the umbilicus to the use configuration.